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August 27, 1999

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VIA FACSIMILE AND U.S. MAIL

Ms. Tamara K. Kapper
Paralegal Specialist
Federal Election Commission
999 E Street, N.W.
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Washington, D.C. 20463

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COMMISSION
OFFICE OF GENERAL

Re: MUR 4806; Hamilton Bank, N.A.; Eduardo A. Masferrer; Maria F. Diaz

Dear Ms. Kapper:

This letter responds to your telephone request of August 5, 1999 for answers to the following three questions:

1. **Is Hamilton Bank or Mr. Masferrer in possession of any other documents, not previously provided to the FEC, pertaining to the April 26, 1996 payment of \$50,000 to the Democratic National Committee?**

We have asked our clients to recheck their files, and they have confirmed that all correspondence in their possession pertaining to the April 26, 1996 payment has previously been provided to the Commission. If any other correspondence does exist, our clients did not retain copies prior to the time they received the Commission's "reason to belief" notice dated September 16, 1998.

Ms. Tamara K. Kapper
August 27, 1999
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2. **Does Hamilton Bank know how the envelope transmitting the payment to the DNC was addressed? In particular, was it addressed to anyone's attention?**

This letter will confirm that the Respondents have no specific recollection as to how the envelope containing the DNC was addressed. However, in the ordinary course of business, payments to third parties are sent out in "window" envelopes, in which the "pay to the order of" information on the check itself also constitutes the addressee information. In this case, as the FEC knows from the records it possesses, the addressee of the April 26, 1996 check was "Democratic National Committee, 430 South Capitol Street, S.E., Washington, D.C. 20003." The envelope thus would not have been addressed to the attention of a specific individual.

3. **The FEC understands that Ms. Diaz no longer occupies the position at Hamilton Bank of Senior Vice President of Finance. Is this correct?**

The Commission is correct. Ms. Diaz continues to be employed by Hamilton Bank, but she is now on a reduced-time status to accommodate new family responsibilities and carries the title "Finance Specialist."

* * *

We trust that the foregoing information adequately responds to the FEC's questions. We are looking forward to a prompt resolution of this matter, and ask that the Commission act soon on our clients' December 18, 1998 request for conciliation.

Sincerely,



Scott M. Flicker

of PAUL, HASTINGS, JANOFFSKY & WALKER LLP

cc: J. Reid Bingham, Esq.
E. Lawrence Barcella, Jr., Esq.